

IC 35-36-11

Chapter 11. Laboratory Reports

IC 35-36-11-1

"Laboratory report"

Sec. 1. As used in this chapter, "laboratory report" means a written report or affidavit relating to the results of a scientific test that is prepared for use at trial or to assist in a law enforcement investigation.

As added by P.L.44-2012, SEC.1.

IC 35-36-11-2

Prosecutor's notice of intent

Sec. 2. If the prosecuting attorney intends to introduce a laboratory report as evidence in a criminal trial, the prosecuting attorney must file a notice of intent to introduce the laboratory report not later than twenty (20) days before the trial date, unless the court establishes a different time.

As added by P.L.44-2012, SEC.1.

IC 35-36-11-3

Defendant's demand for cross-examination

Sec. 3. If the defendant wishes for the person who prepared the laboratory report to be present at the trial for cross-examination, the defendant must file a demand for cross-examination not later than ten (10) days after the defendant receives the notice filed under section 2 of this chapter, unless the court establishes a different time.

As added by P.L.44-2012, SEC.1.

IC 35-36-11-4

Failure to file notice of intent

Sec. 4. If the prosecuting attorney does not comply with section 2 of this chapter, the prosecuting attorney may not introduce the laboratory report into evidence without the testimony of the person who conducted the test and prepared the laboratory report.

As added by P.L.44-2012, SEC.1.

IC 35-36-11-5

Waiver

Sec. 5. If the prosecuting attorney complies with section 2 of this chapter and the defendant does not comply with section 3 of this chapter, the defendant waives the right to confront and cross-examine the person who prepared the laboratory report.

As added by P.L.44-2012, SEC.1.